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SHOW 7 COLORED PICTURES OF SLAIN MARILYN TO JURY

Bars Sam's Family

Except One Brother

In a dramatically darkened courtroom, the prosecution late today opened its campaign to convict Dr. Samuel H. Sheppard of wife murder.

A picture story of the murder of Marilyn Reese Sheppard was flashed on a special screen in a series of seven colored slides demonstrating the 35 wounds which ended her life on the morning of July 4.

Dr. Sam bit his lip, fidgeted, covered his eyes, and obviously fought to restrain his emotions as Dr. Lester Adelson, deputy coroner, told the seven-man, five-woman jury how Marilyn's brain was "pulpified" by the savage blows of her murderer.

The osteopath sat behind the screen, and did not look at the colored projections of the photos.

Dr. Sam burst into tears and buried his head in his hands for several minutes when Dr. Adelson described the series of blows which battered Marilyn's brain. Then he regained his composure, and listened attentively, like a medical student at a lecture.

Chief Defense Counsel William J. Corrigan objected bitterly to the unique presentation, but was over-

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ruled by Common Pleas Judge Edward Blythin.

The defense won an earlier victory when Judge Blythin granted permission for Dr. Stephen Sheppard, older brother and chieftain campaign manager for Dr. Sam, to remain in the courtroom throughout the trial.

Assistant Prosecutor John J. Mahon had demanded that all Dr. Sam's relatives who would later appear as defense witnesses be excluded from the courtroom.

Corrigan pleaded that "the defendant is entitled to have one person on his side here—the prosecution has the whole Cleveland Police Department at their beck and call."

When Blythin said Dr. Stephen could remain, he started toward the counsel table, but was stopped by Mahon's objections. Blythin ordered that Stephen could remain—but must sit with the spectators.

Dr. Sam motioned to Stephen to join him just before the dramatic showing of the colored slides began.

Stepmother Dabs Eyes

In the rear of the courtroom, Marilyn's stepmother and the two aunts who helped rear her after her mother's death dabbed their eyes as Dr. Adelson testified.

The deputy coroner was crisp and medical. He said the murder victim was 67 inches tall, weighed 125 pounds, and had brown hair. Her unborn child would have been a boy.

She was killed by "multiple fractures" of the skull. There also were injuries to her hands, apparently inflicted by a blunt, dull-edged instrument with at least two different striking surfaces.

Corrigan protested that Dr. Adelson could describe Marilyn's injuries without the colored slides. Associate Defense Counsel Fred W. Garmone said the unique illustrations would be "prejudicial" to the defendant.

But Dr. Adelson said the slides would help him to clarify his testimony for the jurors, and Blythin told him to proceed.

Corrigan was permitted to see the kodachromes in the judge's chambers before they were screened for the jurors.

The defense chief insisted that the record show that



FIRST WITNESS to testify against Dr. Sam Sheppard was Dr. Lester Adelson deputy county coroner. He brought to court photographs of the murdered Marilyn Sheppard.



SHEPPARD RELATIVES LEAVE COURTROOM as first prosecution witness takes the stand at Dr. Sam's wife murder trial. Leading the group is Mrs. Betty Sheppard, wife of Dr. Stephen. In background is Dr. Richard N. Sheppard. Not shown is his wife, Mrs. Dorothy Sheppard. Judge Blythin permitted Dr. Stephen to remain in courtroom "to aid the defense."

Show 7 Colored Pictures of Slain Marilyn to Jurors

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the projector was being operated by Assistant Prosecutor Thomas Parrino.

Dr. Adelson was the first of 26 witnesses to be called by the state to back its demand that Dr. Sam pay with his own life for the murder of Marilyn.

Waiting to follow Dr. Adelson on the witness stand were Mr. and Mrs. Don Ahern, friends who shared Marilyn's "last supper."

At the morning session, Dr. Sam winced and cringed as he heard Mahon denounce him as a "deliberate, vicious" killer who planned and executed a clever cover-up in a bold effort to escape punishment for the murder of a pregnant wife who objected to his extra-marital amours.

"The evidence will show that this defendant and Marilyn Sheppard quarreled about the activities of Sam Sheppard with other women," said Assistant Prosecutor John J. Mahon. "That's the reason she was killed."

Mahon disclosed the first bit of the prosecution's previously "secret evidence"—that Dr. Sam and Susan Hayes had "corresponded in endearing terms" after living together briefly in Los Angeles as man and wife, and "they talked together about divorce and marriage."

Says False Claws Planted

Although the defendant had planted false claws to mislead the investigators of Marilyn's murder, Mahon said, the state will present conclusive evidence "which will point the finger of guilt at Dr. Sam Sheppard for the brutal killing of his wife."

The jurors, he said, will hear testimony which proves that the handsome, 30-year-old osteopath deliberately murdered the high school sweetheart he had tired of—and should be punished with the death penalty.

But Associate Defense Counsel Fred W. Garmone, answering for Dr. Sam, replied that the handsome young defendant had dedicated his career to saving lives, and was incapable of killing anyone.

Dr. Sam, Garmone thundered, is a victim of circumstances and bungling investigators who attempted "to extract a confession from this man who is as innocent as you and I," rather than checking out evidence which pointed to other suspects.

Battle lines for the trial were quickly drawn as white-haired Mahon, who has sent more Ohioans to the electric chair than any other man, outlined the state's case to the seven-man, five-woman jury.

Mahon took an hour to complete his opening statement. Garmone's lasted 90 minutes.

Point by point, Mahon blasted Dr. Sam's version of how he was knocked unconscious by a "bushy-haired" intruder who killed Marilyn Reese Sheppard on the morning of July 4.

The defense, Garmone replied, will prove the prosecution's theories false—although it will not deny that Sam may have associated with "other women."

"Proof by Proper Evidence"

"Despite any human derelictions which may be shown if the prosecution chooses to do so," Garmone told the jurors, "you will be given proof by proper evidence that Sam loved Marilyn with great tenderness."

Dr. Sam stared at the back of Mahon's neck as the tall, white-haired prosecutor stood facing the jurors, speaking directly to them in a loud voice.

Chief Defense Counsel William J. Corrigan squatted in a chair on the other side of the courtroom, taking copious notes.

Mahon's methodical outline of the state's case began with the evening of July 3, with Sam and Marilyn Sheppard entertaining Mr. and Mrs. Don Ahern in their home at 28924

Lake Rd., Bay Village.

"At 12:30 a. m., when the Aherns left, the defendant was wearing a T-shirt and a corduroy jacket, and was asleep on a downstairs couch," Mahon said.

When Bay Village Mayor J. Spencer Houk and his wife, Esther, arrived at the scene about 6 a. m., he continued, "the defendant was bare-chested—the jacket was neatly folded on the couch."

There had been three people in the house when the Aherns

left, Mahon continued, and there was no physical evidence of anyone else entering.

"One of the three was Chip, seven-year-old son of the Sheppards," Mahon said. "Chip had to be awakened. Mrs. Sheppard was dead."

Who else, he demanded, but Sam Sheppard could have been the killer?

The prosecution and defense opening statements were made in a hushed second floor courtroom at the Criminal Courts Bldg.

On another bench sat Marilyn's stepmother, Mrs. Thomas Reese, and the murder victim's aunts, Mrs. Henrietta Munn and Mrs. Keith Weigle, a past president of the Ohio Parent-Teachers Assn.

The crime was first-degree murder, Mahon asserted, because "the weapon was surely carried into that bedroom. It was a deliberate, vicious, planned crime."

"No Marauder's Act"

"No marauder would commit an act like that," Mahon said. "A burglar might hit and run, but he wouldn't stand there and pound away at his victim's head."

And what was the motive for murder?

"The evidence will show," Mahon said, "that the defendant had numerous affairs with other women. On one occasion, he spent a week in the company of Susan Hayes in California, while his wife was several hundred miles away."

"He gave this girl several presents. They had some talk of marriage and divorce."

Garmone replied: "The evidence will show that the last four months in the lives of Sam and Marilyn Sheppard

were the happiest of their lives. There may be some evidence of misunderstanding between them, but these were no more or less than the usual husband and wife spats."

Garmone told how Marilyn had bought groceries for a scheduled July 4 picnic on the Sheppard beach to which all Bay View interns had been invited.

"They were looking forward to this with joyous anticipation," he said. "They had dinner Saturday night with the Aherns. Sam played with the children. It was a happy family affair. . . ."

And then, Garmone went on, Sam dozed off on the downstairs couch . . . to be awakened by Marilyn's outcry, to rush upstairs and be "clobbered" by the maniacal intruder.

Garmone accused Coroner Samuel R. Gerber of "making no effort" to "preserve the condition of the house for gathering clues for a proper investigation."

He asserted that Sam had been fully questioned by numerous investigators, and had cooperated completely.

Dr. Gerber, Garmone said, "made no microscopic examinations until July 25—21 days after the murder."

"You will be convinced by proper evidence," Garmone told the jurors, "that the investigation was conducted not with a desire to apprehend the murderer, but to defeat the ends of justice."

"They chose to use a whip rather than their wits to solve this mystery."

"Every officer who participated in this investigation failed to go beyond Sam Sheppard, thinking they could extract a confession by constant

interrogation of this young man, who is as innocent as you or I."

The defense lawyer's voice rose and fell as he pleaded with the jury not to accept the prosecution's "conjectures and in-

ferences based on inferences," and to keep an open mind until hearing Dr. Sam's "positive evidence."

Dr. Sam, who plans to take the stand as his own star witness, seemed to nod approval.